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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/710,171	11/10/2000	Yitzhak Cohen	U013051-2	4973
140	7590	08/30/2005	EXAMINER	
LADAS & PARRY 26 WEST 61ST STREET NEW YORK, NY 10023			PATEL, HARESH N	
			ART UNIT	PAPER NUMBER
			2154	

DATE MAILED: 08/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Interview Summary

**Application No.**

09/710,171

**Applicant(s)**

COHEN ET AL.

**Examiner**

Haresh Patel

**Art Unit**

2154

All participants (applicant, applicant's representative, PTO personnel):

(1) Haresh Patel.

(3) \_\_\_\_\_.

(2) Sanford T. Colb.

(4) \_\_\_\_\_.

Date of Interview: 23 August 2005.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 31,41 and 46.

Identification of prior art discussed: 6,470,288 and 6,466,972.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.


Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

JOHN FOLLANSBEE  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Examiner's signature, if required

## Summary of Record of Interview Requirements

### Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

### Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews

#### Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

#### 37 CFR §1.2 Business to be transacted in writing.

All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner,  
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

### Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The attorney (Mr. Sanford T. Colb) called the examiner to discuss the concerns listed on the attached e-mail (i.e., clarification on where the prior arts (6,470,288 and 6,466,972) teach the usage of linked files). The attorney agreed about the teachings of the linked files by the prior arts, and then asked the examiner to show where the motivation to combine the references exist in the prior arts itself. The examiner further cited the part of the 6,466,972 reference for the motivation and requested the attorney to submit any further concerns regarding the motivation in the response to the office action, dated 3/21/2005. The examiner asked the attorney if he had any further questions at this time which can be taken care of. The attorney said that he was completely satisfied for the concerns. The attorney further informed the examiner that he would consult the applicant for further prosecution of the case and if necessary (applicant's request) would send an e-mail to the examiner for a proposed personal interview with the examiner and the SPE in future .

**Patel, Haresh N**

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**From:** Sanford T. Colb [stcdesk@stc.co.il]  
**Sent:** Tuesday, August 16, 2005 2:29 PM  
**To:** Patel, Haresh N  
**Cc:** Hana Reller; Geraldine Leifer; dalpak@stc.co.il  
**Subject:** Re: Reminder: Fw: USSN 09/710,171 Our ref.:39511

I will call you at 1pm on August 23, 2005 to discuss these matters. Thank you

----- Original Message -----

**From:** Patel, Haresh N  
**To:** Sanford T. Colb  
**Cc:** global@stc.co.il  
**Sent:** Tuesday, August 16, 2005 7:10 PM  
**Subject:** FW: Reminder: Fw: USSN 09/710,171 Our ref.:39511

Hi Sanford,

For the clarification on your below concerned questions (e-mail: Friday, August 12, 2005 10:52 AM):

WHAT ARE THE FIRST AND SECOND LINKED FILES REFERENCED AT PAGE 6, LAST PARAGRAPH OF THE OFFICIAL ACTION.

WHAT DOES FIG. 2 SHOW REGARDING THIS?

IN FIG. 5 IS IT 550 AND 552 OR POSSIBLY 540 AND 550?

THE EXAMINER REFERENCES COL 7, LINE 10 TILL COLUMN 8, LINE 41. WAS THE REFERENCE SUPPOSED TO BE LINES 46 - 48?

We can discuss these concerns during the telephone interview on August 23, 2005 at 1:00 PM. In order to advance this case and to address your concerns, please call me at 571-272-3973 on August 23, 2005. Once the concerns are clarified during the telephone interview, then accordingly we can step up the personal interview in September, as you requested regarding your proposed amendment.

Thanks,  
Haresh Patel

-----Original Message-----

**From:** Patel, Haresh N  
**Sent:** Tuesday, July 19, 2005 2:46 PM  
**To:** 'global@stc.co.il'  
**Subject:** FW: Reminder: Fw: USSN 09/710,171 Our ref.:39511

-----Original Message-----

**From:** Patel, Haresh N  
**Sent:** Tuesday, July 19, 2005 12:43 PM  
**To:** 'Sanford T. Colb'  
**Cc:** Follansbee, John  
**Subject:** RE: Reminder: Fw: USSN 09/710,171 Our ref.:39511

Sanford,

8/23/05

For the request you made for "a personal interview with you and Mr. Follansbee, your SPE at the USPTO on July 20, 2005", on July 17, 2005, Wednesday, is too soon. We strive to accomodate each applicant's request ASAP. Since the request for the interview is just three business days in advance, it would not be possible to conduct the interview on July 17, 2005, considering the requests from other applicants. Also, please note that in the last office action, dated 3/21/2005, I mentioned, "Any inquiry concerning this communication or earlier communications from the examiner should be directed to Haresh Patel whose telephone number is (571) 272-3973. The examiner can normally be reached on Monday, Tuesday, Thursday and Friday from 10:00 am to 8:00 pm".

The earliest day on which the proposed interview would be possible is July 25, 2005. Please call me at 571-272-3973 to schedule the interview timings.

Thanks,  
Haresh

-----Original Message-----

**From:** Sanford T. Colb [mailto:stcdesk@stc.co.il]  
**Sent:** Tuesday, July 19, 2005 10:10 AM  
**To:** Patel, Haresh N; Follansbee, John  
**Cc:** global@stc.co.il  
**Subject:** Fw: Reminder: Fw: USSN 09/710,171 Our ref.:39511

I am now available for an interview in the above referenced case, on July 20 before 9:30 AM, between 11:30 and 1:30 PM and after 4:30 PM. Please respond to [global@stc.co.il](mailto:global@stc.co.il) to inform me of your availability for an interview during these times.

----- Original Message -----

**From:** [Sanford T. Colb](#)  
**To:** [haresh.patel@uspto.gov](mailto:haresh.patel@uspto.gov) ; [john.follansbee@uspto.gov](mailto:john.follansbee@uspto.gov)  
**Cc:** [Hana Reller](#)  
**Sent:** Monday, July 18, 2005 5:02 PM  
**Subject:** Reminder: Fw: USSN 09/710,171 Our ref.:39511

I am currently available all day, except 10:30 - 11:30 AM and 1:30 - 2:30 PM.

----- Original Message -----

**From:** [Sanford T. Colb](#)  
**To:** [haresh.patel@uspto.gov](mailto:haresh.patel@uspto.gov) ; [john.follansbee@uspto.gov](mailto:john.follansbee@uspto.gov)  
**Cc:** [Hana Reller](#)  
**Sent:** Sunday, July 17, 2005 6:06 PM  
**Subject:** Fw: USSN 09/710,171 Our ref.:39511

I would like to hold a personal interview with you and Mr. Follansbee, your SPE at the USPTO on July 20, 2005. I am free all day, except 10:30 - 11:30AM. The subject of the meeting is clarification of the reference to "two linked files" in the outstanding official action.

Please advise a convenient time on that day. I will send you a proposed amendment and an Authorization to Act in a Representative Capacity well before the interview.

Respectfully submitted,

Sanford T. Colb  
Reg. No. 26,856